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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MAY 17 2016

SEAN F. McAVOY, CLERK
SPOKANE, WASHINGTON
DEPUTY

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

9	UNITED STATES OF AMERICA,	)	2:16-CR-86-TOR
10	Plaintiff,	)	INDICTMENT
11	vs.	)	Vio: 18 U.S.C. § 2252A(a)(5)(B)
12		)	Possession of Child
13	JACK KENNETH GANNON JR.,	)	Pornography
14	Defendant.	)	(Count 1)
15		)	18 U.S.C. § 2252A(a)(2)
16		)	Receipt of Child Pornography
17		)	(Count 2)
18		)	18 U.S.C. § 2253
19		)	Notice of Forfeiture
		)	Allegations

21 The Grand Jury Charges:

22 COUNT 1

23 (Possession of Child Pornography)

24 On or about October 7, 2015, within the Eastern District of Washington, the
25 Defendant, JACK KENNETH GANNON JR., having a prior conviction under the
26 laws of Washington State relating to possession of child pornography, did knowingly
27 possess material which contained one or more visual depictions of child pornography,
28 as defined in 18 U.S.C. § 2256(8)(A), the production of which involved the use of a
INDICTMENT - 1

1 minor who had not attained 12 years of age engaging in sexually explicit conduct, and
2 which visual depictions were of such conduct; that has been mailed, shipped and
3 transported in interstate and foreign commerce, and which was produced using
4 materials which had been mailed, shipped, or transported in interstate and foreign
5 commerce, by any means including computer, all in violation of 18 U.S.C. §
6 2252A(a)(5)(B).

7 COUNT 2

8 (Receipt of Child Pornography)

9 Between on or about September 21, 2009, and continuing through on or about
10 June 1, 2015, within the Eastern District of Washington, the Defendant, JACK
11 KENNETH GANNON JR., having a prior conviction under the laws of Washington
12 State relating to possession of child pornography, did knowingly receive any child
13 pornography, as defined in 18 U.S.C. § 2256(8)(A), that had been mailed, shipped and
14 transported in interstate commerce by any means, including by computer, to wit: still
15 image and video files depicting minor and prepubescent children engaging in sexually
16 explicit conduct including but not limited to actual and simulated intercourse, and the
17 lascivious exhibition of the genitals and pubic area, in violation of 18 U.S.C. §
18 2252A(a)(2).

19
20 NOTICE OF FORFEITURE ALLEGATIONS

21 The allegations contained in Counts 1 - 2 of this Indictment are hereby
22 realleged and incorporated by reference for the purpose of alleging forfeitures
23 pursuant to 18 U.S.C. § 2253.

24 Upon conviction of the offense(s) alleged in Counts 1 and 2 of this Indictment,
25 Defendant, JACK KENNETH GANNON JR., shall forfeit to the United States,
26 pursuant to 18 U.S.C. § 2253, any visual depiction described in section 2251, 2251A,
27 2252, 2252A, 2252B, or 2260 of this chapter, or any book, magazine, periodical, film,
28 videotape, or other matter which contains any such visual depiction, which was

1 produced, transported, mailed, shipped or received in violation of this chapter; any
2 property, real or personal, constituting or traceable to gross profits or other proceeds
3 obtained from such offenses; and, any property, real or personal, used or intended to
4 be used to commit or to promote the commission of such offenses, or any property
5 traceable to such property, including but not limited to:

6

7 (1) One (1) Toshiba Laptop, Serial Number 86032615W, containing Seagate
8 Hard Drive, Serial Number 5LZ8FT8;

9 (2) Two (2) Attache 2 GB Flash Drives;

10 (3) One (1) 4 GB Sandisk SD card;

11 (4) One (1) 2 GB SanDisk SD card;

12 (5) One (1) 8 GB Samsung Micro SD card;

13 (6) One (1) Quantum Hard Drive, Serial Number 652101446904PGZXX;

14 (7) One (1) Hitachi Hard Drive, Serial Number EJU96BLX;

15 (8) One (1) Seagate Hard Drive;

16 (9) One (1) Visual Land Prestige Tablet, containing 1GB Micro SD card;

17 (10) One (1) ZTE Z667T Cell Phone, IMEI 865551024879914, containing
18 SIM card 8901260772156423030;

19 (11) One (1) SanDisk Cruzer 4 GB Flash Drive;

20 (12) One (1) Maxtor Hard Drive, Serial Number W8H2WFLA;

21 (13) One (1) Maxtor Hard Drive, Serial Number V3H0WNLA;

22 (14) One (1) Quantum Hard Drive, Serial Number 173043020015;

23 (15) One (1) Seagate Hard Drive, Serial Number 9QZ0SW0P; and

24 (16) One (1) Western Digital Hard Drive, Serial Number WT3611062758.

25 If any of the above described forfeitable property, as a result of any act or
26 omission of the Defendant:

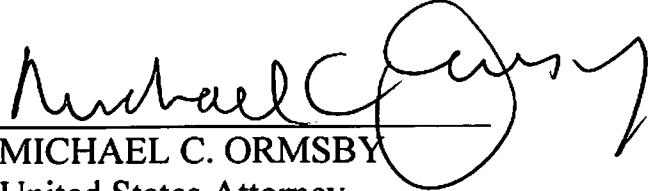
27 (a) cannot be located upon the exercise of due diligence;

1 (b) has been transferred or sold to, or deposited with, a third party;
2 (c) has been placed beyond the jurisdiction of the court;
3 (d) has been substantially diminished in value; or
4 (e) has been commingled with other property which cannot be divided
5 without difficulty;

6 it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), as incorporated
7 by 18 U.S.C. § 2253(b), to seek forfeiture of any other property of said Defendant up
8 to the value of the forfeitable property described above.

9
10 DATED this 17th day of May 2016.

11 A TRUE BILL
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16 
17 MICHAEL C. ORMSBY
18 United States Attorney

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20 Stephanie J. Lister
21 Assistant United States Attorney
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